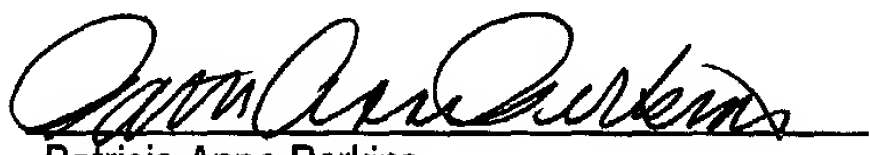


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PATENT & TRADEMARK OFFICE

PATENT APPLICATION

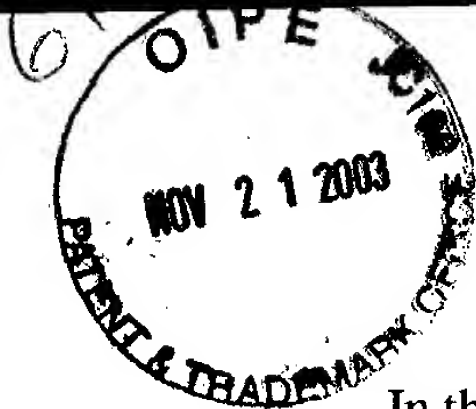
FREE AUTHORIZATION / AMENDMENT TRANSMITTAL LETTER				Attorney's Docket No: 0317-US		
Serial No. 09/763,498	Filing Date May 15, 2001	Examiner F. Hamud	Group Art Unit 1647			
In Re Application of John E. Sims and Dirk E. Smith						
For HUMAN IL-1 EPSILON DNA AND POLYPEPTIDES						
TO THE COMMISSIONER FOR PATENTS:						
<input type="checkbox"/> Applicant(s) request(s) the following extension of time under 37 CFR 1.136(a):						
<input type="checkbox"/> One month of original due date (\$110.00)						
<input type="checkbox"/> Two months of original due date (\$410.00)						
<input type="checkbox"/> Three months of original due date (\$930.00)						
<input type="checkbox"/> Four months of original due date (\$1,450.00)						
<input type="checkbox"/> Five months of original due date (\$1,970.00)						
<input type="checkbox"/> A response in connection with the matter for which this extension is requested:						
<input type="checkbox"/> is filed herewith.						
<input type="checkbox"/> has been filed.						
<input type="checkbox"/> The response is the filing of a continuing prosecution application, the prior application having an express abandonment conditioned on the granting of a filing date to the continuing application.						
<input checked="" type="checkbox"/> The accompanying papers include amended claims for which no additional fee is required.						
<input type="checkbox"/> The accompanying papers include amended claims the fee for which has been calculated as follows:						
CLAIMS AS AMENDED						
(1)	(2) Claims remaining After amendment	(3)	(4) Highest number Previously paid for	(5) No. of Extra claims present	(6) Rate	(7) Additional Fee
Total Claims	28	Minus	**32 =	0	x \$18	= \$ 0.00
Indep. Claims	13	Minus	***15 =	0	x \$84	= 0.00
<input type="checkbox"/> First Appearance of a multiple dependent claim					+	\$280 = 0.00
Total Additional Fee for this Amendment						\$0.00
* If the entry in column 2 is less than the entry in column 4, write "0" in column 5.						
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.						
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.						
The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col 1. of a prior amendment or the number of claims originally filed.						
<input type="checkbox"/> The following other fees are incurred by the accompanying papers.						
<input type="checkbox"/> Other: _____						
Please charge Deposit Account No. 09-0089 in the name of Immunex Corporation in the amount of \$_____. A duplicate copy of this petition is attached.						
<input checked="" type="checkbox"/> If an additional extension of time is required, please consider this a request therefore.						
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required by the accompanying papers, or credit any overpayment to Deposit Account No. 09-0089.						
Please Send Future Correspondence To:						
Immunex Corporation/PAP Law Department 51 University Street Seattle, Washington 98101 (206) 587-0430				 Patricia Anne Perkins Agent for Applicants Registration No.:34,693 Phone: (206) 265-4782 Date: November 18, 2003		

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop AF, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date appearing below.

November 18, 2003
Date


Elizabeth M. McCarthy



AF/1600

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of: John E. Sims and Dirk E. Smith

Docket No.: 0317-US

Serial No.: 09/763,498

Group Art Unit: 1647

Filing Date: May 15, 2001

Examiner: F. Hamud

For: Human IL-1 epsilon DNA and Polypeptides

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RESPONSE TO OFFICE ACTION AND AMENDMENT C

Mail Stop AF
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to an Office Action having a mailing date August 26, 2003, Paper number 17, which Action was made Final, Applicants request that the claims be amended as described, and reconsidered. Applicants thank the Examiner for the opportunity to discuss amendments to the claims that would place them in better form for allowance or appeal on September 11, 2003.

- **Amendment to the Specification:** none.
- **Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.
- **Amendments to the Drawings:** none
- **Remarks/Arguments** begin on page 7 of this paper.
- **Conclusions** begin on page 9 of this paper.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

Signed:

Elizabeth M. McCarthy
Elizabeth M. McCarthy

Date:

November 18, 2003